

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 15, 2004

DIVISION FOUR

B165006 Royal Thrift and Loan Company (Certified for Partial Publication)
v.
County Escrow, Inc.

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
Grimes, J. (Assigned)

B169489 People (Not for Publication)
v.
Woodruff

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Curry, J.
Grimes, J. (Assigned)

B170871 People
v.
Hollingsworth

Filed order denying petition for rehearing.

DIVISION FOUR (Continued)

B143105 Russomanno et al.
 v.
 Fox Children's Network et al.

Filed order denying petition for rehearing.

B165817 Kheiltash
 v.
 Kheiltash

Filed order denying petition for rehearing.

DIVISION FIVE

B169595 Leroy Washington (Not for Publication)
 v.
 Roma R. Logan

The order dismissing the complaint is reversed. Plaintiff, Leroy Washington, is awarded his costs on appeal from defendant, Roma R. Logan.

Turner, P.J.

We concur: Grignon, J.
 Armstrong, J.

B172921 People (Not for Publication)
 v.
 Michael Zimmerman

The judgment is affirmed.

Turner, P.J.

I concur: Armstrong, J.
I concur and dissent: Mosk, J.

DIVISION FIVE (Continued)

B173006 People (Not for Publication)
v.
Jorge Calderon

The judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

B168445 People (Not for Publication)
v.
Victor Abeyta

The penal code section 12022.53, subdivision (b), (c), and (d) findings are reversed. The judgment is affirmed in all other respects.

Turner, P.J.

I concur:	Grignon, J.
I concur and dissent:	Mosk, J.

B165082 Action Apartment Association Inc. et al (Certified for Publication)
v.
City of Santa Monica, et al.

The judgment is reversed and the trial court is directed to enter a judgment declaring that, as we have explained, Santa Monica Municipal Code section 4.45.020, subdivision (i) is pre-empted by state law. Appellants to recover costs on appeal.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (Continued)

B165096 Krikor Michael Tavitian (Not for Publication)
 v.
 Norwest Mortgage, Inc. et al.

The judgment is affirmed. Respondents to recover costs on appeal.

Armstrong, J.

I concur: Turner, P.J.
I concur & dissent: Mosk, J. (Opinion)

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Johnson, J., Woods, J. and Eva McClintock, Deputy Clerk.

B177150 Tamika J. v. SCLA

Argument waived, cause submitted.

B165511 Timpe
 v.
 Timpe

Merits:
Argued by Norma Gold for respondent and no appearance for appellant.
Cause submitted.

B167887 Allen
 v.
 Sedgwick Detert et al.

Merits:
Argued by Robert Sleight for appellant and by William Beverly for respondents. Parties have stipulated to Justice Zelon's participation by listening to audio recording of oral argument. Cause submitted.

DIVISION SEVEN (Continued)

B168077 Gallagher
 v.
 Connell

Merits:

Argued by John Demarest for appellant and by Roger Glienke for respondent. Parties have stipulated to Justice Zelon's participation by listening to audio recording of oral argument. Cause submitted.

B163111 Lowgren
 v.
 Spinoso
 Dalcin

Merits:

Argued by Kenneth Bryant for appellant and by Sean Cowdrey and Eric Weiss for respondents. Cause submitted.

B168184 Estrada
 v.
 County of Los Angeles

Merits:

Argued by Andrew Feringa for appellant and by Alison Turner for respondents. Cause submitted.

B175411 Briley et al.
 v.
 Superior Court, Los Angeles County
 (Hermosa Beach Police Dept., r.p.i.)

Merits:

Argued by Thomas Beck for petitioners and by Michael Jenkins for real party in interest and by Corey Glave for Amicus Curiae for real party in interest. Parties have stipulated to Justice Zelon's participation by listening to audio recording of oral argument. Cause submitted.

Court recessed at 11:08 a.m.

DIVISION SEVEN (Continued)

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Johnson, J., Woods, J. and Eva McClintock, Deputy Clerk.

B170832 Camacho v. Foster

Argument waived, cause submitted.

B169827 Barton
v.
King

Merits:

Argued by Andrew Stein for appellant and by Brian Boydston for respondent. Cause submitted.

B171974 Perez
v.
Santa Monica USD

Merits:

Argued by Robert Racine for appellant and by Duncan McCreary for respondents. Cause submitted.

Court adjourned at 2:31 p.m.

B166408 Morin
v.
Rosenthal

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION EIGHT

B165389 Poirer (Not for Publication)

V.

State Farm Mutual Auto Insurance Company

The order of dismissal and the judgment are reversed. Poirer is entitled to his costs on appeal.

Rubin, Acting P.J.

We concur: Boland, J.
Flier, J.

B169599 Maggio, Jr. et al. (Not for Publication)

V.

Schatz, et al.

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
Flier, J.